

## REMARKS

For the convenience of the Examiner set forth below is a recapitulation of the current status of the Claims in the present Application.

CLAIM	STATUS	DEPENDENCY
1	Original	Independent
2	Original	1
3	Original	1
4	Original	1
5	Original	1
6	Original	1
7	Original	1
8	Original	1
9	Original	1
10	Original	1
11	Original	1
12	Original	1
13	Original	1
14	Original	10
15	Original	1
16	Original	1
17	Original	1
18	Original	1

Comments of Primary Examiner Thanh LAM have been reviewed carefully along with pertinent sections of the Patent Act, Patent Rules, the Manual of Patent Examining Procedure, legal treatises and relevant decisional law. The Application has been amended in accordance with Primary Examiner LAM's requirements and favorable reconsideration of the Application, as amended, is solicited earnestly.

The Examiner has stated:

Claims 1-18 are rejected under the judicially created doctrine of double patenting over claims 1-18 of U.S. Patent No. 6,518,685 since the claims, if allowed, would improperly extend the "right to exclude" already granted in the patent.

A timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) may be used to overcome an actual or provisional rejection based on a nonstatutory double patenting ground provided the conflicting application or patent is shown to be commonly owned with this application.

Accordingly a Terminal Disclaimer which is intended to overcome the double patenting rejection is attached herewith.

US Patent No. 6,518,685 and the present Application are both owned by the Applicant Victor H. NELSON.

Reconsideration of the Examiner's rejection is requested on the following basis. Examination of the NELSON Patent, US Patent No. 6,518,685, reveals the following differences between the devices shown therein, the apparatus of the present invention and the statements of the Examiner.

1. US Patent 6,518,685 shows and describes an apparatus which includes three poles 20, 30 and 40 positioned around an armature (Col. 2 Lines 53-55). Each of the three poles have a series of windings 22, 32 and 42, respectively. (Col. 3, Lines 3-4).

2. In the present application only two poles have windings (Fig. 1 and Sheet 7 Lines 16-18).

3. This construction of the present invention as has been described and has been claimed. Claims 1 and 3 are directed to the winding on the poles.

There is no teaching in the cited reference which leads to the structure of the present invention.

Reconsideration is requested for Claims 1-18.

The status of the claims is as follows:

Claims 1-18 were previously presented. It is believed the Claims 1-18 are

patentable.

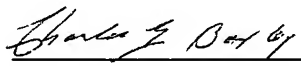
A Terminal Disclaimer is attached herewith.

A check in the amount of \$65.00 covering the Terminal Disclaimer fee is enclosed herewith.

In view of the foregoing amendments, submissions and explanations, it is believed that Claims 1-18 are in condition for allowance. An early Notice of Allowance on the Application will be appreciated.

Courtesy, cooperation and skill of Primary Examiner Thanh LAM are appreciated.

Respectfully,

  
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May 10, 2005

Enclosures: Terminal Disclaimer; and  
Check in the amount of \$65.00.